

SHELDON & MAK

ATTORNEY DOCKET NO.: 11785-3

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: "Method for Studying Protein Interactions *in Vivo*"

The specification of which

a. is attached hereto
 b. x was filed on _____ application serial no. _____ and was amended on _____ (if applicable) (in the case of a PCT-filed application) described and claimed in international no. PCT/US99/20207 filed 02 September 1999 and as amended on _____ (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56 (see page 3 attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

a. no such applications have been filed.
 b. x such applications have been filed as follows:

PROVISIONAL APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119(e)

APPLICATION NUMBER	DATE OF FILING (day, month, year)	STATUS (patented, pending, abandoned, expired)
60/099,068	03 September 1998	Expired

ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, §120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

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David A. Farah, Reg. No. 38,134; Jeffrey G. Sheldon, Reg. No. 27,953; Denton L. Anderson, Reg. No. 30,153; Danton K. Mak, Reg. No. 91,695; Robert J. Rose, Reg. No. 47,037; Anthony G. Vella, Reg. No. 47,152; James W. Collett, 46,838; and Gary F. Wang, Reg. No. 44,392.

I hereby authorize them to act and rely on instructions from and communication directly with the person/assignee/firm/organization/who/which first sends/sets this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Sheldon & Mak to the contrary.

Please direct all correspondence in this case to Sheldon & Mak at the address indicated below:

Sheldon & Mak
c/o David A. Farah, M.D.
225 South Lake Avenue, 9th Floor
Pasadena, California 91101
Telephone No. (626) 798-4000

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

-00	FULL NAME FIRST Name OF INVENTOR Aladar	Middle Initial(s) A.	LAST Name Szalay	
25	RESIDENCE & City CITIZENSHIP Highland	State or Foreign Country California		Country of Citizenship United States of America CA
	POST OFFICE Post Office Address ADDRESS 7327 Fairwood Lane	City Highland	State or Country California	Zip Code 92348
29	FULL NAME FIRST Name OF INVENTOR Yubao	Middle Initial(s) California	LAST Name Wang	
	RESIDENCE & City CITIZENSHIP Loma Linda	State or Foreign Country Loma Linda		Country of Citizenship China
	POST OFFICE Post Office Address ADDRESS 24831 Prospect Avenue	City Loma Linda	State or Country California	Zip Code 92354
33	FULL NAME FIRST Name OF INVENTOR Gefu	Middle Initial(s) Nova Scotia, Canada	LAST Name Wang-Pruett	
	RESIDENCE & City CITIZENSHIP Truro	State or Foreign Country Truro		Country of Citizenship Canada
	POST OFFICE Post Office Address ADDRESS 118 Dorset Drive	City Truro	State or Country Nova Scotia, Canada	Zip Code B2N 8L1
	Signature of Inventor 201 <i>W. A. Szalay</i>	Signature of Inventor 202		Signature of Inventor 203
	Date <i>Feb. 27/2001</i>	Date		Date

For Additional Inventors:

Indicate here and attach sheet with same information, including date and signature.

APPLICABLE STATUTES & RULES

37 C.F.R. § 1.56 - DUTY OF DISCLOSURE; FRAUD; STRIKING OR REJECTION OF APPLICATIONS

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

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A person shall be entitled to a patent unless --

(a) The invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent, or

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or

(c) he has abandoned the invention, or

(d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months before the filing of the application in the United States, or

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or

(f) he did not himself invent the subject matter sought to be patented, or

(g) before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

35 U.S.C. § 103 - CONDITIONS FOR PATENTABILITY; NON-OBVIOUS SUBJECT MATTER

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35 U.S.C. § 119 - BENEFIT OF EARLIER FILING DATE IN FOREIGN COUNTRY; RIGHT OF PRIORITY (Applicable Portion)

An application for patent for an invention filed in this country by any person who has, or whose legal representatives or assigns have, previously regularly filed an application for a patent for the same invention in a foreign country which affords similar privileges shall have the same effect as the same application would have if filed in this country on the date on which the application for patent for the same invention was first filed in such foreign country, if the application in this country is filed within twelve months from the earliest date on which such foreign application was filed; but no patent shall be granted on any application for patent for an invention which has been patented or described in a printed publication in any country more than one year before the date of the actual filing of the application in this country, or which had been in public use or on sale in this country more than one year prior to such filing.

35 U.S.C. § 120 - BENEFIT OF EARLIER FILING DATE IN THE UNITED STATES

An application for patent for an invention disclosed in the manner provided by the first paragraph of section 112 of this title in an application previously filed in the United States, or as provided by section 363 of this title, by the same invention shall have the same effect, as to such invention, as though filed on the date of the prior application, if filed before the patenting or abandonment of or termination of proceedings on the first application or on an application similarly entitled to the benefit of the filing date of the first application and if it contains or is amended to contain a specific reference to the earlier filed application.

35 U.S.C. § 112 - SPECIFICATION (Applicable Portion)

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	POST OFFICE ADDRESS	Post Office Address 7327 Fairwood Lane	City Highland	State or Country California	Zip Code 92348
202	FULL NAME OF INVENTOR	FIRST Name Yubao	Middle Initial(s)	LAST Name	Wang
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203	FULL NAME OF INVENTOR	FIRST Name Gefu	Middle Initial(s)	LAST Name	Wang-Pruski
	RESIDENCE & CITIZENSHIP	City Truro	State or Foreign Country Nova Scotia, Canada		Country of Citizenship Canada
	POST OFFICE ADDRESS	Post Office Address 118 Dorset Drive	City Truro	State or Country Nova Scotia, Canada	Zip Code B2N 6L1
Signature of Inventor 201		Signature of Inventor 202 <i>Gefu Wang</i>		Signature of Inventor 203	
Date		Date 2-26-01		Date	

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201	FULL NAME FIRST Name OF INVENTOR		Middle Initial(s)	LAST Name
	Ajadar		A.	Szalay
	RESIDENCE & CITY CITIZENSHIP	State or Foreign Country	Country of Citizenship	
Highland	California	United States of America		
POST OFFICE ADDRESS	Post Office Address	City	State or Country Zip Code	
	7327 Fairwood Lane	Highland	California 92346	
202	FULL NAME FIRST Name OF INVENTOR		Middle Initial(s)	LAST Name
	Yubao			Wang
	RESIDENCE & CITY CITIZENSHIP	State or Foreign Country	Country of Citizenship	
Loma Linda	California	China		
POST OFFICE ADDRESS	Post Office Address	City	State or Country Zip Code	
	24931 Prospect Avenue	Loma Linda	California 92354	
3-7 203	FULL NAME FIRST Name OF INVENTOR		Middle Initial(s)	LAST Name
	Gatu			Wang-Pruski
	RESIDENCE & CITY CITIZENSHIP	State or Foreign Country	Country of Citizenship	
Turp	Nova Scotia, Canada	Canada		
POST OFFICE ADDRESS	Post Office Address	City	State or Country Zip Code	
	118 Dorset Drive	Turp	Nova Scotia, Canada B2N 6L1	
Signature of Inventor 201		Signature of Inventor 202		Signature of Inventor 203
				Gatu Wang - Pruski
Date		Date		Date
				Feb. 28, 2001

For Additional Inventors:
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Loma Linda University, owner(s) of the application for United States

Letters Patent for an improvement in "Method for Studying Protein Interactions in Vivo"

by Aladar A. Szalay, Yubao Wang and Gefu Wang-Pruski

(Inventors)

(8)

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